EIGHTH FLOOR WASHINGTON. D.C. 20006

(202) 833-4422

TELECOPIER (202) 296-7458 DOCKET FILE COPY ORIGINAL

CONSULTING ENGINEERS SIAMAK HARANDI

MAY - 7 1996

DEAKIN LAUER

FEDERAL COSSILECTIONS COLUMISSION Unite OF SECHETARY

May 7, 1996

William F. Caton, Acting Secretary Federal Communications Commission Washington, DC 20554

Re: WT Docket No. 96-18

PP Docket No. 93-253

Dear Mr. Caton:

RICHARD S. BECKER

JEFFREY E. RUMMEL

OF COUNSEL

JAMES S. FINERFROCK

Transmitted herewith on behalf of TSR Paging Inc. are an original and eleven (11) copies of a "Supplement To Emergency Motion For Stay" with respect to the <u>First Report and Order</u>, FCC 96-183 (released April 23, 1996) in the above-captioned proceeding.

Should any questions arise with respect to this matter, please communicate directly with undersigned counsel.

Respectfully submitted,

Richard S. Becker

Attorney for TSR Paging Inc.

Enclosures

No. of Copies recid List ASOCE

RECEIVED

Before the FEDERAL COMMUNICATIONS COMMISSION

Washington, D.C.

MAY = 7 1996

FEDERAL COMMUNICATIONS COMMISSION DEFICE OF SECRETARY

| In the Matter of |) | | | OF THE OF GEORGE PART |
|-------------------------------|------|--------|-----|-----------------------|
| in the hatter of |) | | | |
| Revision of Part 22 and |) WT | Docket | No. | 96-18 |
| Part 90 of the Commission's |) | | | |
| Rules to Facilitate Future |) | | | |
| Development of Paging Systems |) | | | |
| |) | | | |
| Implementation of Section |) PP | Docket | No. | 93-253 |
| 309(j) of the Communications |) | | | |
| Act Competitive Bidding |) | | | |

The Commission To:

SUPPLEMENT TO EMERGENCY MOTION FOR STAY

TSR Paging Inc. ("TPI"), by its attorneys and pursuant to 47 C.F.R. §§1.45(c), hereby submits this Supplement to the "Emergency Motion For Stay" ("Emergency Motion") filed by TPI on May 6, 1996, in the above-captioned proceeding. In support of this Supplement, the following is respectfully shown.

- On May 6, 1996, TPI filed its Emergency Motion in the above-captioned proceeding, requesting that the Commission stay the Commission's First Report and Order, WT Docket No. 96-18, PP Docket No. 93-253, FCC 96-183 (released April 23, 1996) ("First R&O") pending Commission decision on "Emergency Petition For an Reconsideration" filed simultaneously TPI seeking by reconsideration of the First R&O.
- In accordance with footnote 39 of the Emergency Motion, 2. attached hereto as Supplemental Exhibit 1 is the original Declaration of Mr. Leonard DiSavino, President of TPI, attesting to

the facts set forth in the Emergency Motion of which official notice cannot be taken.

Respectfully submitted,

TSR PAGING INC.

Richard S. Becker James S. Finerfrock

Jeffrey E. Rummel

Its Attorneys

Richard S. Becker & Associates, Chartered 1915 Eye Street, NW; Eighth Floor Washington, DC 20006 (202) 833-4422

Date: May 7, 1996

Supplemental Exhibit 1

DECLARATION OF LEONARD DISAVINO

DECLARATION OF LECTRON DISAVINO

- I, Leonard DiSavino, hereby declare under penalty of perjury under the laws of the United States of America that the following is true and correct of my own personal knowledge and belief:
 - 1. I am President of TSR Paging Inc. ("TPI").
- 2. I have reviewed the foregoing "Emergency Motion For Stay" ("Emergency Motion") to be filed on behalf of TPI in the Commission rulemaking proceeding in WT Docket No. 96-18, PP Docket No. 93-253. I have also reviewed the "Emergency Petition For Reconsideration" ("Emergency Petition") to be filed on behalf of TPI simultaneously with the Emergency Motion.
- 3. Except for those facts of which official notice may be taken by the Commission, all facts set forth in the foregoing Emergency Motion and the Emergency Petition are true and correct of my own personal knowledge and belief.

Leonard DiSavino

Date: May 6, 1996

CERTIFICATE OF SERVICE

I, Jeffrey E. Rummel, an associate in the law firm of Richard S. Becker & Associates, Chartered, hereby certify that I have on this 7th day of May, 1996, sent by First Class United States mail, postage prepaid, copies of the foregoing "SUPPLEMENT TO EMERGENCY MOTION FOR STAY" to the following:

Reed E. Hundt, Chairman Federal Communications Commission 1919 M Street, NW; Room 814 Washington, D.C. 20554

James H. Quello, Commissioner Federal Communications Commission 1919 M Street, NW; Room 802 Washington, D.C. 20554

Rachelle B. Chong, Commissioner Federal Communications Commission 1919 M Street, NW; Room 844 Washington, D.C. 20554

Susan Ness, Commissioner Federal Communications Commission 1919 M Street, NW; Room 832 Washington, D.C. 20554

William E. Kennard, General Counsel Federal Communications Commission 1919 M Street, NW; Room 614 Washington, DC 20554

Michele C. Farquhar, Chief Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, NW; Room 5002 Washington, DC 20554

David Furth, Chief Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, NW; Room 7002 Washington, DC 20554 Mika Savir, Attorney Commercial Wireless Division Wireless Telecommunications Bureau Federal Communications Commission 2025 M Street, NW; Room 7002 Washington, DC 20554

Terry L. Fishel, Chief Land Mobile Branch, Licensing Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325-7245

Michael Regiec, Deputy Chief Land Mobile Branch, Licensing Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325-7245

Gary Devlin, Technical Engineer Land Mobile Branch, Licensing Division Wireless Telecommunications Bureau Federal Communications Commission 1270 Fairfield Road Gettysburg, PA 17325-7245